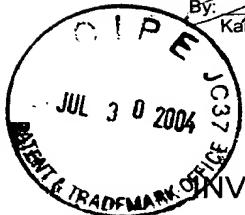


I hereby certify that this paper, and all documents indicated therein as being attached are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Issue Fee, P.O. Box 1450, Alexandria, VA 22313-1450.

By: *Karen Forsyth*  
Karen M. Forsyth



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S)

: Sudhendu Rai, et al.

TITLE

: METHOD FOR DETERMINING  
OPTIMAL BATCH SIZES FOR  
PROCESSING PRINT JOBS IN A  
PRINTING ENVIRONMENT

APPLICATION NO.

: 09/767,976

FILED

: January 23, 2001

CONFIRMATION NO.

: 2225

EXAMINER

: Minh H. Chau

ART UNIT

: 2854

ALLOWED

: July 14, 2004

ATTORNEY DOCKET NO.

: A0805  
XERZ 2 00555

**RESPONSE TO STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
**Mail Stop Issue Fee**

Dear Sir:

Applicants gratefully acknowledge the indication as to the allowance of the present application.

However, applicants respectfully submit the Statements of Reasons for Allowance as stated in the Office Action of April 2, 2004 are, in and of themselves, inappropriate. It is noted that the reasons for allowance are only warranted in instances in which " The record of the prosecution as a whole does not make clear his or her reasons for allowing a claim or claims." (37 CFR §1.104(e)(2001)). In the present case, applicants believe the record as a whole does make the reasons for

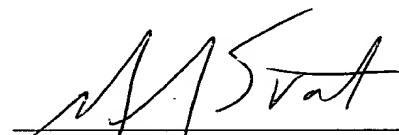
allowance clear and, therefore, no statement by the Examiner is necessary or warranted. Furthermore, the applicants do not necessarily agree with each statement in the reasons for allowance.

Specifically, it has been indicated that the claims are allowed by importing interpretations into the claims in relation to the prior art that results in a potential imprecise and/or inaccurate understanding of the reasons. This places an unwarranted interpretation upon the claims. Such a characterization of the claims does not properly take into account applicants' claimed invention as reflected in the specification and the applicants' responses to the Examiner's office actions.

Therefore, while applicants believe the claims are allowable, applicants do not acquiesce that patentability resides in only the features, exactly as expressed in the claims, nor that each feature is required for patentability.

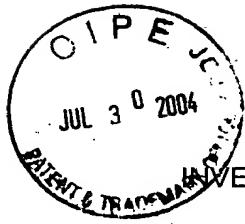
Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP



July 30, 2004  
Date

Mark S. Svat  
Reg. No. 34,261  
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Cleveland, Ohio 44114-2579  
(216) 861-5582



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : Sudhendu Rai, et al.  
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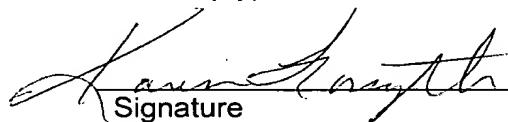
**CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10**

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Date of Deposit: July 30, 2004

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Karen M. Forsyth  
(Typed or Printed Name of Sender)

  
Signature

7-30-04  
Date